

Amendments to House Bill No. 2  
Reference Copy

Requested by Representative Jon Sesso

For the Free Conference Committee

Prepared by GREG DEWITT  
April 26, 2009 (8:20am)

1. Page A-8.

**Strike:** line 20 through line 21 in their entirety

2. Page A-10.

**Following:** line 19

**Insert:** "g. High-Performance Computing (OTO)

1,000,000 1,000,000" [general fund in FY 2010 and FY 2011]

- END -

Explanation - This amendment moves \$2.0 million funding in HB 2 for high-performance computing in the Information Technology Services Division of the Department of Administration to the Business Resources Division of the Department of Commerce. The function was moved to the Department of Commerce in the 2009 biennium after the executive budget was submitted and this amendment aligns funding to current program organization.

Amendments to House Bill No. 2  
Reference Copy

Requested by Budget Office

For the Senate Free Conference Committee

Prepared by GREG DEWITT  
April 26, 2009 (8:20am)

1. Page A-8.

**Following:** line 21

**Insert:** "c. SB 57 -- Revise Laws Governing Special Districts  
42,000 35,850" [state special fund in FY 2010 and FY  
2011]

- END -

Explanation - This amendment adds \$77,850 state special revenue for the 2011 biennium to fund the addition of 0.50 FTE and associated operating costs in the Information Technology Services Division of the Department of Administration to implement SB 57, a bill that revises laws governing special districts. The funding is to research the attributes and create a database for each district.

Amendments to House Bill No. 2  
Reference Copy

Requested by Budget Office

For the Senate Free Conference Committee

Prepared by GREG DEWITT  
April 26, 2009 (8:20am)

1. Page A-8.

**Following:** line 10

**Insert:** "b. HB 213 -- Establish Southwestern Montana Veterans'  
Home (OTO) 32,253" [state special fund in FY 2010]

2. Page A-10.

**Following:** line 1

**Insert:** "If House Bill No. 213 is not passed and approved, HB 213  
-- Establish Southwestern Montana Veterans' Home is void."

- END -

Explanation - This amendment funds implementation costs for HB 213, a bill that establishes a southwestern Montana veterans' home. The amendment adds contingency language and \$32,253 state special revenue in FY 2010 to the Architecture and Engineering Program of the Department of Administration for costs associated with site selection activities. Funding is designated as one time only and is for personal services for a modified 0.50 FTE position and associated operating costs.

Amendments to House Bill No. 2  
Reference Copy

Requested by Budget Office

For the Senate Free Conference Committee

Prepared by GREG DEWITT  
April 26, 2009 (8:21am)

1. Page A-9.

**Following:** line 5

**Insert:** "c. SB 351 -- Revise Residential Mortgage Licensing Law  
37,912 30,970" [state special revenue in FY 2010 and FY  
2011]

- END -

Explanation - This amendment funds the implementation of SB 351, a bill that revises residential mortgage licensing laws. The amendment adds \$68,882 state special revenue for operating costs to the Banking and Financial Division of the Department of Administration to implement the bill. SB 351 has become law.

Amendments to House Bill No. 2  
Reference Copy

Requested by Budget Office

For the Senate Free Conference Committee

Prepared by GREG DEWITT  
April 26, 2009 (8:22am)

1. Page A-8, line 16.

**Strike:** "263,132 263,132" [federal special fund in FY 2010  
and FY 2011]

**Insert:** "526,264" [federal special fund in FY 2010]

- END -

Explanation - This amendment moves federal funding from FY 2011 into FY 2010 to match funding to the requirements and termination of the associated federal grant.

Amendments to House Bill No. 2  
Reference Copy

Requested by Representative Jon Sesso

For the Senate Free Conference Committee

Prepared by GREG DEWITT  
April 27, 2009 (2:32pm)

1. Page A-2, line 18.

**Strike:** "2,461,531 2,463,759" [general fund FY10 and FY11]

**Insert:** "2,733,434 2,738,417" [general fund FY10 and FY11]

2. Page A-3, line 22.

**Strike:** "reductions"

**Insert:** "increases"

**Following:** "money of "

**Strike:** "\$183,161"

**Insert:** "\$88,742"

**Following:** "2010 and "

**Strike:** "\$183,161"

**Insert:** "\$91,497"

3. Page A-4, line 1.

**Strike:** "reductions"

**Insert:** "increases"

4. Page A-6, line 12.

**Strike:** "2,564,823 2,632,131" [general fund FY10 and FY11]

**Insert:** "4,314,823 4,382,131" [general fund FY10 and FY11]

5. Page A-6.

**Following:** line 14

**Insert:** "b. Restoration of Unspecified Reduction (OTO)

250,000 250,000" [general fund in FY10 and FY11]

6. Page A-7, line 16.

**Strike:** "3,002,852" both places

**Insert:** "1,252,852" both places

7. Page A-7.

**Following:** line 17

**Insert:** "The agency may allocate Restoration of Unspecified  
Reduction among programs when developing 2011 biennium  
operating plans."

8. Page B-4, line 10.

**Strike:** "119,398,495 127,982,185" [general fund FY10 and  
FY11]

**Insert:** "118,148,495      126,732,185"      [general fund FY10 and FY11]

9. Page B-10.

**Following:** line 5

**Insert:** "Health Resources Division includes a reduction of \$1,250,000 in general fund money in each year of the biennium. The agency may allocate this reduction in funding among programs when developing 2011 biennium operating plans."

10. Page C-4, line 11.

**Strike:** "1,336,464      1,347,933"      [general fund FY10 and FY11]

**Insert:** "1,586,464      1,597,933"      [general fund FY10 and FY11]

11. Page C-4.

**Following:** line 9

**Insert:** "c. Restoration of Unspecified Reduction (OTO) 250,000      250,000"      [general fund in FY10 and FY11]

12. Page C-5.

**Following:** line 11

**Insert:** "The agency may allocate Restoration of Unspecified Reduction among programs when developing 2011 biennium operating plans."

13. Page D-6, line 7.

**Strike:** "18,688,030      18,636,797"      [general fund FY10 and FY11]

**Insert:** "18,938,030      18,886,797"      [general fund FY10 and FY11]

**Strike:** "293,456      293,456"      [state special fund FY10 and FY11]

**Insert:** "43,456      43,456"      [state special fund FY10 and FY11]

14. Page D-6.

**Strike:** line 17 through line 20 in their entirety

15. Page D-7, line 10.

**Strike:** "58,359,201"      [general fund FY 2011]

**Insert:** "59,859,201"      [general fund FY 2011]

16. Page D-8.

**Following:** line 14

**Insert:** "Community Corrections includes an increase of \$1,500,000 in general fund money in fiscal year 2011. The agency may allocate this increase in funding among programs when developing 2011 biennium operating plans."

17. Page E-4, line 9.

**Strike:** "3,515,682      3,504,253"      [general fund FY10 and FY11]

**Insert:** "3,558,182      3,546,753"      [general fund FY10 and FY11]

18. Page E-4, line 14.

**Strike:** "\$118,881"

**Insert:** "\$76,381"

19. Page E-5, line 11.

**Strike:** "2,496,928    2,711,111"            [general fund FY10 and FY11]

**Insert:** "2,538,648    2,752,830"            [general fund FY10 and FY11]

20. Page E-5, line 20.

**Strike:** "\$55,456 each year of the biennium."

**Insert:** "\$13,736 in fiscal year 2010 and \$13,737 in fiscal year 2011."

21. Page E-6, line 7.

**Strike:** "1,087,870    1,103,458"            [general fund FY10 and FY11]

**Insert:** "1,130,370    1,145,958"            [general fund FY10 and FY11]

22. Page E-7, line 5.

**Strike:** "\$54,217"

**Insert:** "\$11,717"

- END -

Explanation - This amendment increases ongoing general fund in the following agencies as indicated to offset portions of the unspecified reductions previously made:

- Governor's Office, \$271,903 in FY 2010 and \$274,658 in FY 2011 (\$546,561 for the biennium)
- Department of Revenue, \$1,750,000 per year (\$3.5 million for the biennium)
- Department of Environmental Quality, \$250,000 per year (\$500,000 for the biennium)
- Department of Corrections, \$1.5 million in FY 2011
- School for the Deaf and Blind, \$42,500 per year (\$85,000 for the biennium)
- Montana State Library, \$41,720 in FY 2010 and \$41,719 in FY 2011 (\$83,439 for the biennium)
- Historical Society, \$42,500 per year (\$85,000 for the biennium)

The amendment also appropriates \$250,000 per year (\$500,000 for the biennium) general fund on a one-time basis to both the Department of Revenue and Department of Environmental Quality.

The amendment also reduces the appropriation to the Health Resources Division of the Department of Public Health and Human Services by \$1,250,000 per year (\$2.5 million for the biennium)

The amendment also adjusts the language that authorizes the agencies to allocate the remaining unspecified reductions when they are developing their operating plans.

Amendment 13 increases general fund for the Office of State



Public Defender by \$500,000 for the biennium. Amendments 13 and 14 remove an amendment and contingency language adopted by the Senate Finance and Claims Committee for the Office of State Public Defender that reduced general fund with a corresponding corresponding increase in state special that was contingent upon passage and approval of SB 263, a bill that revises public defender laws.

Amendments to House Bill No. 2  
Reference Copy

Requested by Cynthia Hiner

For the House Free Conference Committee

Prepared by Matthew Stayner  
April 26, 2009 (8:22am)

1. Page A-2, line 3 through line 4.

**Strike:** line 3 through line 4 in their entirety

2. Page A-2, line 6.

**Strike:** "IF SENATE BILL No. 460 IS PASSED AND APPROVED,"

**Strike:** "IS REDUCED BY"

**Insert:** "includes one-time-only money of"

**Following:** "2010 AND"

**Strike:** "BY"

3. Page A-2, line 7.

**Following:** "FISCAL YEAR 2011" on line 7

**Insert:** "for monitoring of the federal American Recovery and Reinvestment Act of 2009."

- END -

Explanation - This amendment revises language in the Legislative Branch to clarify dedicated funding for the monitoring of the federal American Recovery and Reinvestment Act funds that are allocated to Montana. The funding includes \$151,305 general fund for the biennium for committee costs and contract services, and 1.0 FTE for LFD staffing of this committee and for succession planning. This funding level is consistent with the resources discussed in the revised fiscal note for SB 460, and would fund a committee of 10 legislators. This amendment does not change the general fund total appropriation currently in the bill

Amendments to House Bill No. 2  
Reference Copy

Requested by Senator Terry Murphy

For the House Free Conference Committee

Prepared by Matthew Stayner  
April 26, 2009 (8:23am)

1. Page A-1, line 9.

**Strike:** "748,544" [general fund FY 10]

**Insert:** "784,458" [general fund FY 10]

- END -

Explanation -

This amendment provides an additional \$35,914 biennial general fund appropriation to accommodate some costs of the Senate Bill no.22 water policy committee for legislator travel and committee expenses. Water policy committee will have 8 members and this budget allows for 10 meetings. Staff expenses are already included in HB2.

Amendments to House Bill No. 2  
Reference Copy

Requested by Representative Cynthia Hiner

For the House Free Conference Committee

Prepared by Matthew Stayner  
April 26, 2009 (8:23am)

1. Page A-1, line 12.

**Strike:** "1,921,643" [general fund FY 10]

**Insert:** "1,941,643" [general fund FY 10]

- END -

Explanation - This amendment adds \$20,000 general fund in the Legislative Fiscal Division to fund the costs of subcommittees for the Legislative Finance Committee. The committee anticipates the appointment of several subcommittees in the 2011 biennium interim for interim study work, including several studies referred to the LFC in various bills and resolutions approved in the 2009 legislative session, and for a recruitment subcommittee to appoint a new Legislative Fiscal Analyst.

Amendments to House Bill No. 2  
Reference Copy

Requested by the Office of Budget and Program Planning

For the House Free Conference Committee

Prepared by Matthew Stayner  
April 26, 2009 (8:23am)

1. Page A-12, line 22.

**Strike:** "9,997,707 9,982,154" [state special fund FY 10 and  
FY 11]

**Insert:** "10,009,707 9,994,154" [state special fund FY 10 and  
FY 11]

- END -

Explanation - This amendment increases the state special fund appropriation to the Employment Relations Division of the Department of Labor and Industry to accommodate the additional costs due to passage and approval of House Bill 204, revising workers compensation laws regarding independent contractors.

Amendments to House Bill No. 2  
Reference Copy

Requested by the Office of Budget and Program Planning

For the House Free Conference Committee

Prepared by Matthew Stayner  
April 26, 2009 (8:23am)

1. Page A-12, line 22.

**Strike:** "9,997,707 9,982,154" [state special fund FY 10 and  
FY 11]

**Insert:** "10,006,677 9,991,124" [state special fund FY 10 and  
FY 11]

- END -

Explanation - This amendment increases the state special fund appropriation to the Employment Relations Division of the Department of Labor and Industry to accommodate the additional costs due to passage and approval of House Bill 283, revising the workers compensation act on exemptions, claims examiners, and safety funding.

Amendments to House Bill No. 2  
Reference Copy

Requested by the Office of Budget and Program Planning

For the House Free Conference Committee

Prepared by Matthew Stayner  
April 26, 2009 (8:24am)

1. Page A-13, line 4.

**Strike:** "14,377,938" [state special fund FY 10]

**Insert:** "14,391,733" [state special fund FY 10]

- END -

Explanation - This amendment increases the state special fund appropriation to the Business Standards Division of the Department of Labor and Industry to accommodate the additional costs due to passage and approval of House Bill 409, creation of a cancer drug repository.

Amendments to House Bill No. 2  
Reference Copy

Requested by the Office of Budget and Program Planning

For the House Free Conference Committee

Prepared by Matthew Stayner  
April 26, 2009 (8:24am)

1. Page A-13, line 4.

**Strike:** "14,377,938" [state special fund FY 10]

**Insert:** "14,390,599" [state special fund FY 10]

2. Page A-13.

**Following:** line 13

**Insert:** "If House Bill No. 578 is not passed and approved, the appropriation to the Business Standards Division is reduced by \$12,661 of state special revenue in fiscal year 2010"

- END -

Explanation - This amendment increases the state special fund appropriation to the Business Standards Division of the Department of Labor and Industry to accommodate the additional costs due to passage and approval of House Bill 578, creating the Montana health corps for in-home care.



Amendments to House Bill No. 2  
Reference Copy

Requested by the Office of Budget and Program Planning

For the House Free Conference Committee

Prepared by Matthew Stayner  
April 26, 2009 (8:24am)

1. Page A-13, line 4.

**Strike:** "14,377,938" [state special fund FY 10]

**Insert:** "14,388,919" [state special fund FY 10]

2. Page A-13.

**Following:** line 13

**Insert:** "If Senate Bill No. 271 is not passed and approved, the appropriation to the Business Standards Division is reduced by \$10,981 of state special revenue in fiscal year 2010"

- END -

Explanation - This amendment increases the state special fund appropriation to the Business Standards Division of the Department of Labor and Industry to accommodate the additional costs due to passage and approval of Senate Bill 271 requiring licensure and regulation for marriage and family therapists.

Amendments to House Bill No. 2  
Reference Copy

Requested by the Office of Budget and Program Planning

For the House Free Conference Committee

Prepared by Matthew Stayner  
April 26, 2009 (8:24am)

1. Page A-13, line 4.

**Strike:** "14,377,938    14,394,755"    [state special fund FY 10 and  
FY 11]

**Insert:** "14,380,669    14,397,486"    [state special fund FY 10 and  
FY 11]

- END -

Explanation - This amendment increases the state special fund appropriation to the Business Standards Division of the Department of Labor and Industry to accommodate the additional costs due to passage and approval of Senate Bill 275, adding an additional pharmacist to the board of pharmacy.

Amendments to House Bill No. 2  
Reference Copy

Requested by the Office of Budget and Program Planning

For the House Free Conference Committee

Prepared by Matthew Stayner  
April 26, 2009 (8:25am)

1. Page A-13, line 4.

**Strike:** "14,377,938    14,394,755" [state special fund FY 10 and  
FY 11]

**Insert:** "14,381,234    14,398,051" [state special fund FY 10 and  
FY 11]

- END -

Explanation - This amendment increases the state special fund appropriation to the Business Standards Division of the Department of Labor and Industry to accommodate the additional costs due to passage and approval of Senate Bill 77, adding a volunteer EMT to the board of medical examiners.

Amendments to House Bill No. 2  
Reference Copy

Requested by the Office of Budget and Program Planning

For the House Free Conference Committee

Prepared by Matthew Stayner  
April 26, 2009 (8:25am)

1. Page A-13, line 4.

**Strike:** "14,377,938      14,394,755" [state special fund FY 10 and  
FY 11]

**Insert:** "14,410,586      14,413,313" [state special fund FY 10 ad  
FY 11]

2. Page A-13.

**Following:** line 13

**Insert:** "If House Bill No. 662 is not passed and approved, the  
appropriation to the Business Standards Division is reduced  
by \$32,648 of state special revenue in fiscal year 2010 and  
by \$18,558 of state special revenue in fiscal year 2011."

- END -

Explanation - This amendment increases the state special fund  
appropriation to the Business Standards Division of the  
Department of Labor and Industry to accommodate the additional  
costs due to passage and approval of House Bill 662 requiring  
licensure and regulation for massage therapists.

Amendments to House Bill No. 2  
Reference Copy

Requested by Senator Dave Lewis

For the Free Conference Committee

Prepared by Marilyn Daumiller  
April 26, 2009 (8:25am)

1. Page B-2, line 14.

**Strike:** "1,741,420" [general fund FY 2010]

**Insert:** "2,215,067" [general fund FY 2010]

- END -

Explanation -

This amendment restores general fund in the amount of \$473,647 to the Child Support Enforcement Division to correctly fund the FY 2010 budget.

The amendment is technical in nature. The American Recovery and Reinvestment Act reverses a ruling in the Deficit Reduction Act of 2005 and allows the use of federal stimulus funds to replace general funds for the operations of the Child Support Enforcement Division. In preparation for the federal stimulus funding switch, an error was made in the reduction to the division's base. Four quarters of funding were removed from the base, when only three quarters were available due to the difference between the federal and state fiscal years.

This amendment restores the fourth quarter funding for FY 2010.

Amendments to House Bill No. 2  
Reference Copy

Requested by Senator John Esp

For the Free Conference Committee

Prepared by Marilyn Daumiller  
April 26, 2009 (8:26am)

1. Page B-1, line 10 through line 11.  
**Strike:** line 10 through line 11 in their entirety  
**Renumber:** subsequent sections

2. Page B-9.  
**Strike:** line 4 in its entirety

- END -

Explanation - This amendment removes 2.00 FTE from the Medicaid for Workers with Disabilities Program of the Human and Community Services Division.

Amendments to House Bill No. 2  
Reference Bill as Amended

For the Free Conference Committee

Prepared by Lois Steinbeck  
April 26, 2009 (8:26am)

1. Page B-5, following line 9.

**Insert:** "g. HIV Testing

43,335      46,542"      [general fund FY10 and FY11]

"89,961      96,752"      [federal special fund FY10 and FY11]

2. Page B-10, following line 10.

**Insert:** "HIV Testing is contingent upon passage and approval of  
Senate Bill No. 350."

- END -

Explanation - This amendment adds \$89,887 general fund and \$186,713 federal matching funds over the biennium to implement SB 350, which was transmitted to the Governor on April 15. SB 350 requires that HIV testing be considered routine and must be incorporated into the patient's general informed consent for medical care on the same basis as other screening and diagnostic tests. Taking the HIV test is voluntary. The fiscal impact is due to increased HIV testing primarily in Medicaid, but also CHIP.

Amendments to House Bill No. 2  
Reference Bill as Amended

Requested by Representative Hawk

For the Free Conference Committee

Prepared by Lois Steinbeck  
April 26, 2009 (8:27am)

1. Page B-4, line 11.

**Strike:** "6,884,927 9,337,599"

[state special fund FY10 and  
FY11]

**Insert:** "6,850,684 9,302,738"

[state special fund FY10 and  
FY11]

**Strike:** "285,921,988 304,665,158"

[federal special fund FY10 and  
FY11]

**Insert:** "285,805,382 304,548,552"

[federal special fund FY10 and  
FY11]

2. Page B-10.

**Strike:** line 1 through line 3

- END -

Explanation - This amendment removes the appropriation and contingency language for CHIP funding for contraceptives. The amendment reduces state special revenue by \$69,104 and federal funds by \$233,212 over the biennium.

An amendment will also be offered to HB 676 to remove the change to 53-4-105, MCA that would allow CHIP coverage of contraceptives.



Amendments to House Bill No. 2  
Reference Copy

Requested by the Office of Budget and Program Planning

For the House Free Conference Committee

Prepared by Marilyn Daumiller  
April 26, 2009 (8:27am)

1. Page B-1.

**Following:** line 22

**Insert:** "e. Renewable Energy Certificates  
65,625" [state special revenue FY2011]

f. Additional Universal System Benefits  
89,920 179,840 [state special revenue FY 10 and FY 11]

- END -

Explanation - This amendment provides spending authority for funds provided in Senate Bill No. 257 and House Bill No. 27 to the Human and Community Services Division of the Department of Public Health and Human Services.

Item 1 is for Senate Bill No. 257, which provides renewable energy certificates to the Department of Public Health and Human Services. The department receives the certificates from electrical energy producers that may be used to fund energy-related projects. Proceeds estimated at \$65,625 state special revenue would be applied to weatherization projects.

Item 2 is for House Bill No. 27, which eliminates the sunset on the universal system benefits charge. This amendment provides spending authority in the amount of \$269,760 for universal system benefits through the 2011 biennium. Funding is used for low-income and other energy conservation programs.

Amendments to House Bill No. 2  
Reference Copy

Requested by Senator Keith Bales

For the Senate Free Conference Committee

Prepared by Kris Wilkinson  
April 26, 2009 (8:27am)

1. Page B-2, line 20.

**Strike:** "2,275,020 2,279,527" [general fund FY10 FY11]

**Insert:** "2,611,399 2,645,967" [general fund FY10 FY11]

**Strike:** "17,660,979 17,688,454" [state special fund FY10 FY11]

**Insert:** "17,324,600 17,322,014" [state special fund FY10 FY11]

- END -

Explanation - This amendment reduces state special revenue support from the tobacco settlement account for tobacco prevention and cessation activities supporting Home Health Visiting and the MIAMI Programs in the Public Health and Safety Division by \$336,379 in FY 2010 and \$336,440 in FY 2011 or 50 percent of the costs of the program and offsets the reductions with general fund. This amendment addresses department concerns regarding fully funding the programs with tobacco prevention and cessation funds as the programs provide services in addition to tobacco cessation activities which may not qualify for tobacco prevention and cessation funding.

Amendments to House Bill No. 2  
Reference Copy

Requested by Representative Cynthia Hiner

For the Free Conference Committee

Prepared by Marilyn Daumiller  
April 26, 2009 (8:25am)

1. Page B-1

**Following:** line 22

**Insert:** "e. Rent Increases (Restricted)

150,797	163,073	[general fund FY10 and FY11]
1,573	1,701	[state special fund FY10]
156,071	168,777"	[federal special fund FY10 and FY11]

2. Page B-2

**Following:** line 9

**Insert:** "b. Rent Increases (Restricted)

190,189	206,148	[general fund FY10 and FY11]
106,982	115,958"	[federal special fund FY10 and FY11]

3. Page B-2

**Following:** line 14

**Insert:** "a. Rent Increases (Restricted)

65,292	61,057	[general fund FY10 and FY11]
126,854	118,628"	[federal special fund FY10 and FY11]

4. Page B-3

**Following:** line 15

**Insert:** "b. Rent Increases (Restricted)

26,160	28,059	[general fund FY10 and FY11]
5,414	5,797	[state special fund FY10 and FY11]
37,477	40,016"	[federal special fund FY10 and FY11]

5. Page B-4

**Following:** line 8

**Insert:** "d. Rent Increases (Restricted)

84,529	90,517	[general fund FY10 and FY11]
6,496	6,957	[state special fund FY10 and FY11]
54,965	58,859"	[federal special fund FY10 and FY11]

- END -

Explanation - This amendment provides restricted funds for projected rent increases for the Department of Health and Human Services for non state owned buildings throughout the state. The amount in the amendment includes the 2 percent reduction.

The total increase is:

General fund - \$1,065,820 over the biennium: \$516,966 in FY 2010  
and \$548,854 in FY 2011;

State special funds - \$27,938 over the biennium: \$13,483 in FY  
2010 and \$14,455 in FY 2011;

Federal funds - \$ 984,586 over the biennium: \$482,349 in FY  
2010 and \$502,237 in FY 2011

There is no funding for South Pointe contained in this amendment.

Funding supports rent for the Human and Community Services Division (\$641,992), Child and Family Services Division (\$619,277), Child Support Enforcement (\$371,831), Technology Services Division (\$142,923), and Disability Services Division (\$302,323).

Amendments to House Bill No. 2  
Reference Copy

Requested by Representative Cynthia Hiner

For the Free Conference Committee

Prepared by Marilyn Daumiller  
April 26, 2009 (5:31pm)

1. Page B-4, following line 8.

**Insert:** "d. Autism Home Bozeman (Restricted/Biennial/OTO)  
400,000" [general fund FY 10]

- END -

Explanation - This amendment adds \$400,000 general fund over the biennium for the autism home in Bozeman. The Department of Public Health and Human Services incorrectly titled this amount as start-up costs in its budget request. Items titled as start-up costs are removed from the base.

This funding is the general fund to be matched with Medicaid benefits funding for four residents living in the group home that need autism group home services.

Amendments to House Bill No. 2  
Reference Copy

Requested by Representative Jon Sesso

For the Free Conference Committee

Prepared by Marilyn Daumiller  
April 26, 2009 (4:34pm)

1. Page B-3, line 18.

**Strike:** "52,999,747    53,863,403" [general fund FY 10 and FY 11]

**Insert:** "53,999,747    54,863,403" [general fund FY 10 and FY 11]

2. Page B-4, line 6.

**Strike:** "2,252,469    2,322,868" [general fund FY 10 and FY 11]

**Insert:** "1,252,469    1,322,868" [general fund FY 10 and FY 11]

3. Page B-4, line 10.

**Strike:** "119,398,495    127,982,185" [general fund FY 10 and FY 11]

**Insert:** "120,398,495    128,982,185" [general fund FY 10 and FY 11]

4. Page B-5, line 9.

**Strike:** "7,602,567    8,169,677" [general fund FY 10 and FY 11]

**Insert:** "6,602,567    7,169,677" [general fund FY 10 and FY 11]

5. Page B-5, line 12.

**Strike:** "53,677,632    53,813,843" [general fund FY 10 and FY 11]

**Insert:** "54,677,632    54,813,843" [general fund FY 10 and FY 11]

6. Page B-5, line 22.

**Strike:** "3,476,265    3,482,536" [general fund FY 10 and FY 11]

**Insert:** "2,476,265    2,482,536" [general fund FY 10 and FY 11]

7. Page B-6, line 10.

**Strike:** "60,089,322    60,310,060" [general fund FY 10 and FY 11]

**Insert:** "61,089,322    61,310,060" [general fund FY 10 and FY 11]

8. Page B-6, line 17.

**Strike:** "1,318,879    1,374,740" [general fund FY 10 and FY 11]

**Insert:** "318,879    374,740" [general fund FY 10 and FY 11]

- END -

Explanation - This amendment shifts \$8 million general fund from the \$30 million general fund one-time-only appropriation in DPHHS to ongoing appropriations, leaving \$22 million in a one-time appropriation. The one-time appropriation is allocated to the 4 divisions that administer Medicaid services, however, it is not intended that only those programs be considered when DPHHS prepares reductions to its 2013 biennium budget request. DPHHS may consider reducing administrative costs, programs, and services across the department.

Amendments to House Bill No. 2  
Reference Copy

For the Conference Committee

Prepared by Lois Steinbeck  
April 26, 2009 (2:38pm)

1. Page B-6, line 19.

**Strike:**    "240,866        239,454"        [general fund FY10 and FY11]  
**Insert:**   "1,240,866     1,239,454"        [general fund FY10 and FY11]

- END -

Explanation - This amendment adds \$1 million general fund each year of the biennium to fund HB 130, 131, and 132 - mental health crisis diversion services and grants for local services.



House Bill 2  
Reference Copy

For the Free Conference Committee

Representative Jon Sesso

Prepared by Lois Steinbeck  
April 27, 2009 (9:40am)

1. Page B-4.

**Strike:** line 11

**Insert:** "5,517,597    5,573,198"            [state special fund FY10 and  
FY11]  
"281,265,838            292,083,919            [federal special FY10 and  
FY11]

2. Page B-4, line 21.

**Following:** "Restricted"

**Insert:** "/Biennial"

3. Page B-5.

**Strike:** line 1

**Insert:** "25,960,000"            [state special fund FY10]  
          "86,762,536"            [federal special fund FY10]

- END -

Explanation - This amendment strikes the appropriation in HB 2 that funded Healthy Montana Kids at 200% of the federal poverty level and adds funds to support an eligibility level of 250%. The amendment funds the state match from state special revenue, adding \$20.8 million state special revenue and increasing federal funds by \$34.6 million. The amendment reduces general fund by \$10.7 million over the biennium.

Item 1 removes \$5.1 million of state special revenue and \$17.2 million federal matching funds for the Healthy Montana Kids program that was included the regular Medicaid and CHIP appropriations in the executive request. Those amounts are included in Item 2.

Amendments to House Bill No. 2  
Reference Copy

Requested by Representative Cynthia Hiner

For the Free Conference Committee

Prepared by PAT GERVAIS  
April 25, 2009 (4:28pm)

1. Page B-6, line 19.

**Strike:** "1,102,485 1,097,369" [state special fund FY 2010 and  
FY 2011]

2. Page D-3, line 15.

**Strike:** "626,199 626,647" [state special fund FY 2010 and FY  
2011]

**Insert:** "1,728,684 1,724,016" [state special fund FY 2010  
and FY 2011]

- END -

Explanation - This amendment impacts the Departments of Public Health and Human Services and Justice. The amendment removes \$2.2 million state special revenue from consumer settlement proceeds from DPHHS and restores this funding (including 1.00 FTE for an Ag Anti-trust Attorney) to the Office of Consumer Protection in the Department of Justice.

Amendments to House Bill No. 2  
Reference Bill as Amended

For the Free Conference Committee

Prepared by Lois Steinbeck  
April 17, 2009 (1:59pm)

1. Page B-4, line 11.

**Strike:** "6,884,927 9,337,599" [state special fund FY10 and FY11]

**Insert:** "23,573,568 26,026,240" [state special fund FY10 and FY11]

**Strike:** "285,921,988 304,665,158" [federal special fund FY10 and FY11]

**Insert:** "322,263,666 341,006,836" [federal special fund FY10 and FY11]

2. Page B-4, line 14.

**Strike:** line 14

**Insert:** "22,011,707 22,460,950" [state special fund FY10 and FY11]

"74,277,475 75,793,424" [federal special fund FY10 and FY11]

- END -

Explanation - Item 1 makes an adjustment to correctly account for a line item appropriation for the hospital utilization fee that includes base budget expenditures. The budget system requires that base budget expenditures be reduced and then reallocated to develop a line item. During development of the hospital tax line item the base budget was reduced twice. This adjustment restores the base budget to the correct amount adjustment. The correction adds \$33.4 million in state special revenue and \$72.7 million in federal Medicaid matching funds over the biennium to the base budget.

Item 2 inserts the correct amount for the hospital utilization fee. The state special revenue appropriation is the total amount of revenue estimated to be collected and the federal matching funds are calculated at the enhanced match rate of 77.14%. The total hospital utilization fee revenue is included in HB 2 in case the state Medicaid plan amendment to divert part of the hospital utilization revenue (in compliance with HB 645) is not approved. If the state plan amendment is not approved, DPHHS will spend a lower portion of the restricted appropriation in HB 2.

Amendments to House Bill No. 2  
Reference Copy

Requested by Budget Office

For the Senate Free Conference Committee

Prepared by GREG DEWITT  
April 22, 2009 (1:20pm)

1. Page C-7.

**Following:** line 11

**Insert:** "State special revenue for Emergency Medical Services Grants may be decreased and federal special revenue increased by a like amount if federal funds are available for the purposes of House Bill No. 85."

- END -

Explanation - This amendment authorizes the approving authority to decrease state special revenue and increase federal special revenue by like amounts if federal funds are later authorized to be used for funding emergency medical services grants that fall under the criteria laid out in HB 85. The amendment applies to funding in the Rail, Transit, and Planning Division of the Department of Transportation. The funding for Emergency Medical Services Grants is not contingent upon HB 85 becoming law. However, HB 85 has passed the legislature after receiving concurrence in Governor's amendments and is in the process of being transmitted to the Governor for final approval.

Amendments to House Bill No. 2  
Reference Copy

Requested by Representative Cynthia Hiner

For the Senate Free Conference Committee

Prepared by GREG DEWITT  
April 26, 2009 (8:28am)

1. Page C-6.

**Following:** line 22

**Insert:** "c. Senior Transportation (Restricted/Biennial/OTO)  
300,000" [state special fund in FY 2010]

2. Page C-7.

**Following:** line 11

**Insert:** "Senior Transportation may be used only for the purposes identified in 7-14-112. If House Bill No. 645 does not include a transfer of \$300,000 from the general fund to the senior citizen and persons with disabilities transportation services account established by 7-14-112, Senior Transportation is void."

- END -

Explanation - This amendment appropriates \$300,000 state special revenue to provide transportation services for senior citizens and persons with disabilities. The funding is for the Rail, Transit, and Planning Division of the Department of Transportation. The funding is restricted only for the purposes identified in 7-14-112, MCA and is one time only for the 2011 biennium.

Because the source of the funding is from a one time transfer of freed up general fund in HB 645, contingency language is included that voids the Department of Transportation appropriation if HB 645 does not contain a transfer from the general fund to the senior citizens and persons with disabilities transportation services account for a like amount.

Amendments to House Bill No. 2  
Reference Copy

Requested by Senator Rick Ripley

For the Senate Free Conference Committee

Prepared by Barbara Smith  
April 26, 2009 (8:28am)

1. Page C-10.

**Following:** line 21

**Insert:** "d. Board of Oil and Gas Conservation Technical FTE  
(Restricted) 74,654 74,676" [state special fund FY10  
and FY11]

- END -

Explanation - This amendment restores funding for a statutorily approved FTE attached to the board of oil and gas. It adds \$149,330 state special revenue for the biennium. The appropriation is restricted so that it can not be used for other purposes.

Amendments to House Bill No. 2  
Reference Copy

Requested by Senator Rick Ripley

For Free Conference Committee

Prepared by Barbara Smith  
April 26, 2009 (12:05pm)

1. Page C-11, line 1.

**Strike:** "3,262,479      3,284,005"      [state special fund FY10 and FY11]

**Insert:** "3,122,479      3,144,005"      [state special fund FY10 and FY11]

2. Page C-11.

**Following:** line 5

**Insert:** "c. Conservation District Grants (Restricted/OTO) 80,000  
80,000"      [state special fund FY10 and FY11]

3. Page C-12.

**Following:** line 8

**Insert:** "If House Bill No. 676 is not passed and approved with an  
amendment to the coal tax shared fund, then Conservation  
District Grants is void."

4. Page C-13, line 14.

**Following:** "("

**Insert:** "Restricted/"

5. Page C-13, line 16.

**Strike:** "250,000      250,000"      [state special fund FY10 and FY11]

**Insert:** "80,000      80,000"      [state special fund FY10 and FY11]

6. Page C-14.

**Strike:** line 1 through line 2

**Insert:** "If House Bill No. 676 is not passed and approved with an  
amendment to the coal tax shared fund, then Growth Through  
Agriculture Grants is void."

7. Page E-5, line 10.

**Strike:** "863,530 863,523" [state special fund FY10 and FY11]

**Insert:** "803,530 803,523" [state special fund FY10 and FY11]

8. Page E-5.

**Following:** line 15

**Insert:** "c. Library Courier Services Pilot Project

(Restricted/OTO) 80,000 80,000" [state special fund FY10  
and FY11]

9. Page E-6.

**Strike:** line 1 through line 3

**Insert:** "If House Bill No. 676 is not passed and approved with an amendment to the coal tax shared fund, then Library Courier Services Pilot Project is void."

- END -

Explanation - This amendment is to address over appropriation of the coal severance shared fund.

Amendments 1-2: Remove \$50,000 state special revenue each year of the biennium from the Department of Transportation for the Rail Planning Authority. This is currently funded in HB645.

Amendments 3-5: Remove \$140,000 state special revenue each year of the biennium from the base line and creates a one-time-only grant appropriation of \$80,000 each year of the biennium. This is to the Conservation and Resource Development Division of the Department of Natural Resources and Conservation. (total decrease of \$120,000 over the biennium)

Amendments 6 - 8: Adjust the expenditures in the Department of Agriculture. The remaining amendments reduce the growth through agriculture grants to \$80,000 per year and restricts the line for that purpose. This includes a funding switch within the state special revenue type on line 19 of C-12. The switch replaces \$20,000 of coal severance share tax fund with another state special revenue source. (Total decrease of \$360,000 over the biennium)

Amendments 9-11: Address the appropriations for the State Library. The base is reduced by \$60,000 each year of the biennium and the new line item appropriates \$80,000 each year of the



biennium. (Total increase of \$40,000 over the biennium)

All amendments contain language that the OTO grants are subject to HB676 passing to amend the coal shared account language in statute.

Amendments to House Bill No. 2  
Reference Copy

Requested by the Office of Budget and Program Planning

For the Senate Free Conference Committee

Prepared by Barbara Smith  
April 26, 2009 (8:29am)

1. Page C-11.

**Following:** line 7

**Insert:** "a. Update State Water Plan (Restricted/OTO) 154,735  
152,085" [general fund FY10 and FY11]

2. Page C-12.

**Following:** line 15

**Insert:** "If Senate Bill No. 303 is not passed and approved, then  
Update State Water Plan is void."

- END -

Explanation - This amendment funds SB 303, which requires the Department of Natural Resources to update the state water plan for the Missouri, Yellowstone and Clark Fork Basins for submission to the 2015 Legislature.

Amendments to House Bill No. 2  
Reference Copy

Requested by Senator Keith Bales

For the Senate Free Conference Committee

Prepared by Barbara Smith  
April 26, 2009 (8:29am)

1. Page C-10.

**Following:** line 21

**Insert:** "d. CBM - Water Production Study (Biennial/OTO) 50,000"  
[general fund FY2010]

2. Page C-11, line 22.

**Insert:** "If House Bill No. 575 is not passed and approved CBM-  
Water Production Study is void."

- END -

Amendments to House Bill No. 2  
Reference Copy

Requested by Senator Keith Bales

For the Senate Free Conference Committee

Prepared by Barbara Smith  
April 26, 2009 (2:46pm)

1. Page C-13.

**Following:** line 10

**Insert:** "c. Fertilizer Check-Off Research      200,152  
200,152"[state special fund FY10 and FY11]

2. Page C-13.

**Following:** line 20

**Insert:** "If Senate Bill No. 300 is not passed and approved, then  
Fertilizer Check-off Research is void." [general fund ]

- END -

Explanation - This amendment funds SB300 by providing authority to the Department of Agriculture to fund research in the Montana University System with funds raised from the fertilizer check off fee. Total impact of \$400,304 state special revenue for the biennium.

Amendments to House Bill No. 2  
Reference Copy

Requested by the Office Of Budget and Program Planing

For the House Free Conference Committee

Prepared by Barbara Smith  
April 26, 2009 (8:30am)

1. Page C-1, Line 22.

**Strike:** "5,144,584      5,172,913"      [state special fund FY10 and  
FY11]

**Insert:** "5,370,178      5,430,907"      [state special fund FY10 and  
FY11]

- END -

Explanation - This amendment funds HB499 in the Wildlife Division of the Department of Fish, Wildlife and Parks. This amounts to \$225,594 state special revenue in FY2010 and \$257,994 in FY2011 for a total of \$483,588

Amendments to House Bill No. 2  
Reference Copy

Requested by the Office of Budget and Program Planning

For the House Free Conference Committee

Prepared by Barbara Smith  
April 26, 2009 (8:30am)

1. Page C-1.

**Following:** line 12

**Insert:** "c. Come Home to Hunt Pilot Project (Restricted) 493,000  
493,000" [state special revenue fund FY10 and FY11]

2. Page C-3.

**Following:** line 5

**Insert:** "If House Bill No. 585 is not passed and approved, then  
Come Home to Hunt Pilot Project is void."

- END -

Explanation - This amendment implements HB 585 Come Home to Hunt Pilot Project in the Department of Fish, Wildlife and Parks. The biennial impact is \$986,000.

Amendments to House Bill No. 2  
Reference Copy

Requested by the Office of Budget and Program Planning

For the House Free Conference Committee

Prepared by Barbara Smith  
April 26, 2009 (8:30am)

1. Page C-1, line 8.

**Strike:** "9,469,445    9,534,605"    [state special fund FY10 and  
FY11]

**Insert:** "8,888,195    8,899,045"    [state special fund FY10 and  
FY11]

2. Page C-3.

**Following:** line 5

**Insert:** "If House Bill No. 674 is not passed and approved, then  
Field Services Division is increased by \$581,260 state  
special revenue in fiscal year 2010 and \$635,560 state  
special revenue in fiscal year 2011."

- END -

Explanation - This amendment implements HB674 which provides for  
a statutory appropriation for the Department of Fish, Wildlife  
and Parks to pay land taxes. This amendment removes the authority  
of \$581,260 state special revenue in FY10 and \$635,560 state  
special revenue in FY11.

Amendments to House Bill No. 2  
Reference Copy

Requested by the Office of Budget and Program Planning

For the House Free Conference Committee

Prepared by Barbara Smith  
April 26, 2009 (8:30am)

1. Page C-1, line 14.

**Strike:** "8,191,104    8,220,167"    [federal special fund FY10 and  
FY11]

**Insert:** "8,271,104    8,300,167"    [federal special fund FY10 and  
FY11]

2. Page C-3.

**Following:** line 5

**Insert:** "If Senate Bill No. 425 is not passed and approved,  
Fisheries Division is reduced by \$80,000 federal special  
revenue in fiscal year 2010 and fiscal year 2011."

- END -



Amendments to House Bill No. 2  
Reference Copy

For the House Free Conference Committee

Requested By Senator Keith Bales

Prepared by Barbara Smith  
April 26, 2009 (8:31am)

1. Page C-4, line 11.

**Strike:** "16,137,785    16,163,363"    [state special fund FY10 and  
FY11]

**Insert:** "16,435,227    16,450,096"    [state special fund FY10 and  
FY 11]

2. Page C-5.

**Following:** line 9

**Insert:** "If House Bill No. 678 is not passed and approved, then  
Permitting and Compliance Division is reduced by \$297,442  
state special revenue in fiscal year 2010 and \$286,733 state  
special revenue in fiscal year 2011."

- END -

Explanation - This amendment appropriates funding for HB678  
(Revise Opencut Mining Laws) to the Permitting and Compliance  
Division of the Department of Environmental Quality of \$297,442  
of state special revenue in FY10 and \$286,733 state special  
revenue in FY 2011. Total biennial impact of \$584,175.

Amendments to House Bill No. 2  
Reference Copy

Requested by the Office of Budget and Program Planning

For the House Free Conference Committee

Prepared by Barbara Smith  
April 26, 2009 (8:32am)

1. Page C-11.

**Following:** line 17

**Insert:** "d. Navigable Rivers 10,000 10,000" [state special  
fund FY10 and  
FY11]

2. Page C-12.

**Following:** line 15

**Insert:** "If Senate Bill No. 507 is not passed and approved  
Navigable Rivers is void."

- END -

Amendments to House Bill No. 2  
Reference Copy

Requested by Representative Ray Hawk

For the Free Conference Committee

Prepared by PAT GERVAIS  
April 26, 2009 (8:32am)

1. Page D-3, line 21.

**Strike:** "5,770,645    5,785,557"    [state special fund FY 2010  
and FY 2011]

**Insert:** "7,545,295    9,256,924"    [state special fund FY 2010  
and FY 2011]

2. Page D-4.

**Strike:** line 2 through line 3 in their entirety

3. Page D-5.

**Following:** line 8

**Insert:** "If Senate Bill No. 508 is not passed and approved,  
\$321,250 of general fund money in fiscal year 2010 is added  
to the Motor Vehicle Division as a restricted, one-time-only  
appropriation and state special revenue in the Motor Vehicle  
Division is reduced by \$1,774,650 in fiscal year 2010 and  
\$3,471,367 in fiscal year 2011."

4. Page D-7, line 22.

**Strike:** "2,061,653    2,064,664"    [general fund FY 2010 and FY  
2011]

**Insert:** "962,154    965,016"    [general fund FY 2010 and FY 2011]

5. Page D-8.

**Strike:** line 1 through line 2 in their entirety

**Renumber:** subsequent subsections

6. Page D-8.

**Following:** line 4

**Insert:** "b. License Plate Budget (OTO)  
1,099,499"    [general fund FY 2010]

7. Page D-8.

**Following:** line 22

**Insert:** "If Senate Bill No. 508 is not passed and approved,  
general fund money in Montana Correctional Enterprises is

increased by \$1,099,499 in fiscal year 2010 and \$1,099,648 in fiscal year 2011 and the item License Plate Budget is void. If Senate Bill No. 508 is not passed and approved, \$2,886,308 in general fund money is appropriated as a restricted, biennial, one-time-only appropriation to support the reissue of license plates as required in 61-3-332."

- END -

Explanation - This amendment impacts the Department of Justice and the Department of Corrections and provides for the change in general fund appropriations related to SB 508, changing statutory provisions regarding reissuing license plates and provide for an enterprise fund to support license plate manufacturing and production.

Line item funding for reissuing license plates is removed from the Department of Justice and the Department of Corrections. Additionally, the ongoing budget supporting license plate production in the Department of Corrections, Montana Correctional Enterprises is reduced and FY 2010 funding is provided as a one-time-only appropriation so that it will not be included in the base budget used to develop the 2013 biennium budget. This funding will be needed in FY 2010 to implement operations of the enterprise fund. However, this funding will not be needed in FY 2011 or subsequent years. This amendment reduces general fund appropriations by \$4,307,206 for the biennium (\$3,179,849 and \$1,124,357 in FY 2010 and 2011, respectively). This amendment increases state special revenue appropriations for the Motor Vehicle Division by \$5,246,017 for the biennium (\$1,774,650 in FY 2010 and \$3,471,367 in FY 2011). There is also a decrease in general fund revenues related to the provisions of SB 508.

Amendments to House Bill No. 2  
Reference Copy

Requested by the Office of Budget and Program Planning

For the House Free Conference Committee

Prepared by Barbara Smith  
April 26, 2009 (8:31am)

1. Page C-11, line 11.

**Strike:** "15,869,216    16,003,083" [state special fund FY10 and  
FY11]

**Insert:** "15,894,216    16,028,083" [state special fund FY10 and  
FY11 ]

2. Page C-12.

**Following:** line 15

**Insert:** "If House Bill No. 674 is not passed and approved, then  
Forestry and Trust Lands is reduced by \$25,000 state special  
revenue in fiscal year 2010 and in fiscal year 2011."

- END -

Explanation - This amendment appropriates fund to the Trust Lands  
Management Division of the Department of Natural Resources and  
Conservation to implement HB674. This is \$25,000 state special  
revenue each year of the biennium.

Amendments to House Bill No. 2  
Reference Copy

Requested by Representative Llew Jones

For the House Free Conference Committee

Prepared by Barbara Smith  
April 26, 2009 (8:31am)

1. Page C-8, line 1.

**Strike:** "468,310 475,057" [general fund FY10 and FY11]

**Insert:** "441,457 448,192" [general fund FY10 and FY11]

**Strike:** "1,288,368 1,540,829" [state special fund FY10 and FY11]

**Insert:** "1,315,221 1,567,694" [state special fund FY10 and FY11]

2. Page C-9, line 4.

**Strike:** "134,291 133,361" [general fund FY10 and FY11]

**Insert:** "250,000 250,000" [general fund FY10 and FY11]

**Strike:** "0 0" [state special fund FY10 and FY11]

**Insert:** "169,447 455,274" [state special fund FY10 and FY11]

3. Page E-8.

**Strike:** line 13 through line 14 in their entirety

**Renumber:** subsequent subsections

- END -

Explanation - This amendment restores the funding for the Brucellosis Action Plan to the amount approved by the House Appropriations Committee. Total impact is a reduction of general fund of 196,301 in FY10 and \$482,139 in FY11, state special increase 196,300 in FY 10 and \$482,139 in FY11.

	GF		SSR	
	FY10	FY11	FY10	FY11
#1	-26,853	-26,865	26,853	26,865
#2	115,709	116,639	169,447	455,274
#3	-285,157	-571,913		
	-196,301	-482,139	196,300	482,139

Amendments to House Bill No. 2  
Reference Copy

Requested by the Office of Budget and Program Planning

For the House Free Conference Committee

Prepared by Barbara Smith  
April 26, 2009 (8:31am)

1. Page C-4, line 11.

**Strike:** "1,336,464 1,347,933" [general fund FY10 and FY11]

**Insert:** "1,345,184 1,381,821" [general fund FY10 and FY11]

2. Page C-5.

**Following:** line 9

**Insert:** "If Senate Bill No. 360 is not passed and approved, then  
Permitting and Compliance Division is reduced by \$8,720  
general fund in fiscal year 2010 and by \$33,888 in fiscal  
year 2011."

- END -

Explanation - This amendment implements SB 360 (revise major facility siting act) by appropriating to the Department of Environmental Quality \$8,720 general fund in FY2010 and \$33,888 general fund in FY2011, for a total of \$42,608.

Amendments to House Bill No. 2  
Reference Copy

Requested by Senator Keith Bales

For the House Free Conference Committee

Prepared by Barbara Smith  
April 26, 2009 (8:32am)

1. Page C-4.

**Strike:** line 6 through line 9 in their entirety

2. Page C-5.

**Strike:** line 6 through line 7 in their entirety

3. Page C-11.

**Following:** line 17

**Insert:** "d. Reliance Refinery Cleanup (Restricted/Biennial/OTO)  
5,100,000 4,500,000" [state special fund FY10 and FY11]

4. Page C-12.

**Following:** line 15

**Insert:** "The department may use up to \$600,000 of Reliance  
Refinery Cleanup funds for grants to community partners for  
the purpose of furthering or expediting remediation or  
redevelopment activities."

- END -



Amendments to House Bill No. 2  
Reference Copy

Requested by Representative Cynthia Hiner

For the Free Conference Committee

Prepared by PAT GERVAIS  
April 26, 2009 (8:32am)

1. Page D-8.

**Following:** line 14

**Insert:** "Community Corrections includes \$392,625 in general fund money in fiscal year 2010 and \$785,249 in general fund money in fiscal year 2011 that may be used only for provider rate increases for contracted community corrections services such as prerelease centers and treatment programs."

- END -

Explanation - This amendment related to the Department of Corrections, Community Corrections Division has no fiscal impact. This amendment inserts language in HB 2 that restricts the use of funding provided for provider rate increases for community corrections providers to that purpose.

Amendments to House Bill No. 2  
Reference Copy

Requested by Representative Cynthia Hiner

For the Free Conference Committee

Prepared by PAT GERVAIS  
April 26, 2009 (8:28am)

1. Page D-3.

**Following:** line 12

**Insert:** "b. Major Litigation -- Yellowstone Compact  
(Restricted/Biennial/OTO)

300,000 300,000" [general fund FY 2010 and FY 2011]

- END -

Explanation - This amendment impacts the Department of Justice, Legal Services Division. The amendment provides \$600,000 general fund as a restricted/biennial/OTO appropriation for litigation regarding the Yellowstone Compact. In the 2009 biennium the legislature provided a one-time-only appropriation of \$3 million general fund for this purpose (about \$200,000 was expended leaving an unexpended balance in the appropriation of about \$2.8 million). This litigation is ongoing and the department anticipates incurring costs related to this litigation in the 2011 biennium.

Amendments to House Bill No. 2  
Reference Copy

Requested by Office of Budget and Program Planning

For the House Conference Committee

Prepared by PAT GERVAIS  
April 26, 2009 (2:52pm)

1. Page D-6.

**Following:** line 7

**Insert:** "a. Relocate Lewis & Clark County Office Due to SB 158  
Impact (Restricted/OTO) 59,043 7,556" [general fund  
FY 2010 and FY  
2011]

2. Page D-6.

**Following:** line 20

**Insert:** "Funding in Relocate Lewis and Clark County Office Due to  
SB 158 Impact is contingent upon and passage and approval of  
Senate Bill No. 158. If Senate Bill No. 158 is not passed  
and approved, funding in Relocate Lewis and Clark County  
Office Due to SB 158 Impact is void."

- END -

Explanation - This amendment provides \$66.599 general fund for  
the biennium to the Office of Public Defender contingent upon  
passage and approval of SB 158 (Revise number of judges in  
judicial districts). SB 158 has been returned to the Governor  
after rejection of the Governor's proposed amendments by both  
houses.

Amendments to House Bill No. 2  
Reference Copy

Requested by Senator Keith Bales

For the Senate Free Conference Committee

Prepared by Jim Standaert  
April 25, 2009 (5:51pm)

1. Page E-1, line 13.

**Strike:** "528,979,895 529,951,539" [general fund FY10 FY11]

**Insert:** "528,670,835 541,158,569" [general fund FY10 FY11]

- END -

Explanation - This amendment adjusts BASE Aid for K-12 to

- 1) reflect a one percent increase in the basic and per-ANB entitlements in FY 2010, and a 3 percent increase in the basic and per-ANB entitlements in FY 2011, and
- 2) reflect the impact on GTB of HB 487 (classify farm and construction equipment as inventory), SB 489 (revise taxation of pipelines) and HB 658 (Reappraisal), and
- 3) reflect the impact of legislation on guarantee account revenues. These bills are HB 2 (less timber revenues to guarantee account), SB 65 (More I&I revenue to guarantee account), and SB 507 (use of river beds).

The net impact of these changes is to reduce BASE Aid in FY 2010 by \$307,060 and increase BASE Aid in FY 2011 by \$11,207,030.

Amendments to House Bill No. 2  
Reference Copy

Requested by Representative Jesse O'Hara

For the House Free Conference Committee

Prepared by Jon Moe  
April 26, 2009 (8:33am)

1. Page E-2.

**Following:** line 15

**Insert:** "n. HB 464 Advancing Agricultural Education in Montana  
(Restricted/Biennial)  
110,750 113,250" [general fund FY10 & FY11]

2. Page E-3.

**Following:** line 9

**Insert:** "If House Bill No. 464 is not passed and approved, the  
item for HB 464 Advancing Agricultural Education in Montana  
is void."

- END -

Explanation - This amendment provides general fund spending authority in the amounts indicated to the Office of Public Instruction for the Advancing Agricultural Education in Montana program described in HB 464. It also provides language making the appropriations contingent on the passage and approval of HB 464.

Amendments to House Bill No. 2  
Reference Copy

For the Free Conference Committee

Prepared by Pamela Joehler  
April 26, 2009 (12:10pm)

1. Page E-7, line 9.

**Strike:** "2,275,234      2,284,338"      [general fund FY10 & FY11]  
**Insert:** "1,506,806      1,515,912"      [general fund FY10 & FY11]

2. Page E-7, line 19.

**Strike:** "8,710,093      8,710,093"      [general fund FY10 & FY11]  
**Insert:** "8,535,484      8,535,483"      [general fund FY10 & FY11]

3. Page E-8, line 6.

**Strike:** "128,382,795      130,694,418"      [general fund FY10 & FY11]  
**Insert:** "129,325,832      131,637,454"      [general fund FY10 & FY11]

4. Page E-10.

**Following:** line 5

**Insert:** "OCHE--Administration includes a reduction in general fund money of \$768,428 in fiscal year 2010 and \$768,426 in fiscal year 2011. The agency may allocate these reductions in funding among programs when developing 2011 biennium operating plans."

5. Page E-10.

**Following:** line 10

**Insert:** "OCHE--Community College Assistance includes a reduction in general fund money of \$174,609 in fiscal year 2010 and \$174,610 in fiscal year 2011. The agency may allocate these reductions in funding among programs when developing 2011 biennium operating plans."

6. Page E-11, line 12.

**Strike:** "\$3,612,195"  
**Insert:** "\$2,669,158"

**Strike:** "\$3,612,194"

**Insert:** "\$2,669,158"

- END -

Explanation - #1 & #4 - Reallocates \$1.54 million of the \$7.22 million 2 percent across-the-board general fund reduction to the Office of the Commissioner of Higher Education - Administration Program and inserts standard language allowing the agency to reallocate the reduction to other programs.

#2 & #5 - Reallocates \$0.35 million of the \$7.22 million 2 percent across-the-board general fund reduction to the Office of the Commissioner of Higher Education - Community College Assistance Program and inserts standard language allowing the agency to reallocate the reduction to other programs.

#3 & #6 - Reallocates the two percent across-the-board general fund reduction for the Office of the Commissioner of Higher Education - Appropriation Distribution Program. The original allocation of the entire \$7.22 million reduction was to the Appropriation Distribution Program. Because the two percent reduction is partially reallocated to other programs in amendments #1 and #2, amendment #3 increases the Appropriation Distribution Program appropriation by a like amount that the Administration Program and Community College Assistance Program appropriations were reduced.

Amendments to House Bill No. 2  
Reference Copy

Requested by Senator Keith Bales

For the Free Conference Committee

Prepared by Pamela Joehler  
April 26, 2009 (8:34am)

1. Page E-10.

**Following:** line 10

**Insert:** "The variable cost of education for each full-time equivalent student at the community colleges, including Summitnet, is \$2,194 for each year of the 2009 biennium. The general fund appropriation for OCHE--Community College Assistance in [this act], the general fund appropriation for Community College Assistance--Restore to Governor's December 15 Budget in House Bill No. 645, and the federal special revenue appropriation for Community Colleges Tuition Mitigation in House Bill No. 645 provide 50.8% of the fixed cost of education plus 50.8% of the variable cost of education for each full-time equivalent student in fiscal year 2010 and fiscal year 2011. The remaining percentage of the budget must be paid from funds other than those appropriated in House Bill No. 2 or House Bill No. 645.

The sum of the general fund appropriation for OCHE--Community College Assistance in [this act], the general fund appropriation for Community College Assistance--Restore to Governor's December 15 Budget in House Bill No. 645, and the federal special revenue appropriation for Community Colleges Tuition Mitigation in House Bill No. 645 is calculated to fund education in the community colleges for an estimated 2,434 resident FTE students in fiscal year 2010 and 2,535 resident FTE students in fiscal year 2011. If total resident FTE student enrollment in the community colleges is greater than the estimated number for the biennium, the community colleges shall serve the additional students without a state general fund contribution. If actual resident FTE student enrollment is less than the estimated number for the biennium, the community colleges shall revert general fund money to the state in accordance with 17-7-142."

- END -

Explanation - This amendment adds language specifying the components of the statutory funding formula for the community colleges as required by 20-15-310(2)(b). The appropriations to the community colleges in HB 2 and HB 645 that are intended for



educational and general operating costs (identified by line items in the amendment) are included in this amendment.

This amendment also includes language that requires a general fund reversion if enrollment projections are not met.

Amendments to House Bill No. 2  
Reference Copy

Requested by Representative Jon Sesso

For the House Free Conference Committee

Prepared by Pamela Joehler  
April 26, 2009 (3:07pm)

1. Page E-8.

**Following:** line 8

**Insert:** "b. Montana State University--Northern -- Biodiesel  
Research (Biennial/OTO) 400,000" [general fund FY2010 ]

**Renumber:** subsequent subsections

- END -

Explanation - This amendment adds a \$400,000 OTO general fund appropriation to MSU-Northern for biodiesel research.

Amendments to House Bill No. 2  
Reference Copy

Requested by the Office of Budget and Program Planning

For the Senate Free Conference Committee

Prepared by Matthew Stayner  
April 27, 2009 (12:53pm)

1. Page A-11, line 12.

**Strike:** "3,000,000" [state special fund FY 10]

**Insert:** "4,336,784 1,399,859" [state special fund FY 10 and  
FY 11]

2. Page A-12.

**Following:** line 11

**Insert:** "If Senate Bill No. 100 is not passed and approved, the  
appropriation for Coal Board Local Impact Grants is reduced  
by \$1,336,784 state special revenue in fiscal year 2010 and  
\$1,399,859 state special revenue in fiscal year 2011."

- END -

Explanation - This amendment increases the appropriation to the  
Coal Board for local impact grants to counties in order to  
accommodate the increase in available funds due to the passage  
and approval of SB 100.

Amendments to House Bill No. 2  
Reference Copy

Requested by Budget Office

For the Senate Free Conference Committee

Prepared by GREG DEWITT  
April 22, 2009 (12:56pm)

1. Page A-7.

**Following:** line 9

**Insert:** "c. SB 503 -- Montana Economic Stimulus Act  
86,166 77,0~~8~~<sup>6</sup>" [general fund in FY 2010 and FY 2011]  
6

2. Page A-7.

**Following:** line 21

**Insert:** "If Senate Bill No. 503 is not passed and approved, SB  
503 -- Montana Economic Stimulus Act is void."

- END -

Explanation - This amendment funds cost to implement SB 503, a bill that creates a credit against individual income tax or corporate license tax for a percentage of gains on the sale of certain stock in a Montana business. The amendment adds contingency language and \$163,232 general fund for the 2011 biennium to the Business and Income Tax Division of the Department of Revenue to fund the addition of 1.00 FTE and associated operating costs to implement the bill. Contingency language is included that voids the funding if SB 503 is not passed and approved.

Amendments to House Bill No. 2  
Reference Copy

Requested by Budget Office

For the Senate Free Conference Committee

Prepared by GREG DEWITT  
April 25, 2009 (8:18am)

1. Page A-7.

**Following:** line 11

**Insert:** "a. HB 658 -- Mitigate Reappraisal  
808,646 778,407" [general fund in FY 2010 and FY 2011]

2. Page A-7.

**Following:** line 21

**Insert:** "If House Bill No. 658 is not passed and approved, HB 658  
-- Mitigate Reappraisal is void."

- END -

Explanation - This amendment funds costs to implement HB 658, a bill to mitigate impacts of the recent property tax reappraisal. The amendment adds contingency language to void the appropriation if HB 658 fails to become law. It also adds \$1,587,053 general fund for the 2011 biennium to the Property Assessment Division of the Department of Revenue to fund the addition of 9.30 FTE and associated operating costs to implement the bill.